

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**JOHN WILKS, et al,**

**Plaintiffs,**

**vs.**

**MARK C. CALLAHAN, d/b/a  
Callahan Financial Services, et al.,**

**Defendants.**

:  
:  
:  
:  
:  
:  
:  
:  
:  
:  
:

**CIVIL ACTION 08-638-CG-M**

**ORDER**

After due and proper consideration of all pleadings in this file, and a de novo determination of those portions of the Recommendation to which objection is made, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is adopted as the opinion of this Court.

It is **ORDERED** that Plaintiff's Motion to Remand be **GRANTED** and that this action be **REMANDED** to the Mobile County Circuit Court for all further proceedings.

**DONE and ORDERED** this 24<sup>th</sup> day of July, 2009.

\_\_\_\_\_  
/s/ Callie V. S. Granade  
CHIEF UNITED STATES DISTRICT JUDGE